

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

LAWRENCE J. ALLEN, JR.,

Plaintiff,

1:13-CV-1518
(GTS/CFH)

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

OF COUNSEL:

OFFICE OF PETER MARGLOIUS

Counsel for Plaintiff

7 Howard Street

Catskill, NY 12414

PETER M. MARGOLIUS, ESQ.

SOCIAL SECURITY ADMINISTRATION

OFFICE OF REG'L GEN. COUNSEL-REGION II

Counsel for Defendant

26 Federal Plaza, Room 3904

New York, NY 10278

MONIKA K. CRAWFORD, ESQ.

GLENN T. SUDDABY, United States District Judge

DECISION and ORDER

The above-captioned action comes to this Court following a Report-Recommendation by United States Magistrate Judge Christian F. Hummel, filed on August 13, 2014, recommending that Plaintiff's motion for judgment on the pleadings be denied, that Defendant's motion for judgment on the pleadings be granted, and that Plaintiff's Complaint be dismissed. (Dkt. No. 14.) Objections to the Report-Recommendation have not been filed and the time in which to do so has expired. (*See generally* Docket Sheet.) After carefully reviewing all of the papers herein, including Magistrate Judge Hummel's thorough Report-Recommendation, the Court can find no clear error in the Report-Recommendation. As a result, the Report-Recommendation is accepted

and adopted in its entirety; and Plaintiff's Complaint is dismissed in its entirety.

ACCORDINGLY, it is

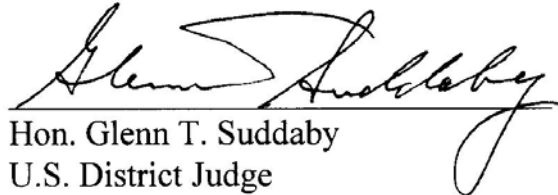
ORDERED that Magistrate Judge Hummel's Report-Recommendation (Dkt. No. 14) is **ACCEPTED** and **ADOPTED** in its entirety; and it is further

ORDERED that Plaintiff's motion for judgment on the pleadings (Dkt. No. 10) is **DENIED**; and it is further

ORDERED that Defendant's motion for judgment on the pleadings (Dkt. No. 12) is **GRANTED**; and it is further

ORDERED that Plaintiff's Complaint (Dkt. No. 1) is **DISMISSED**.

Dated: October 15, 2014
Syracuse, New York


Hon. Glenn T. Suddaby
U.S. District Judge